IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.:

ISPH-0758

Inventors:

Dobie and Freier

Serial No.:

Not Yet Assigned

Filing Date:

Herewith

Examiner:

Not Yet Assigned

Group Art Unit:

Not Yet Assigned

Title:

Antisense Modulation of KOX 1 EXPRESSION

"Express Mail" Label No. **EL976562796US**Date of Deposit <u>August 19, 2003</u>

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Mail Stop Sequence, P. O. Box 1450, Alexandria, VA 22313-1450.

By Name Jane Massey Licata, Reg. No. 32,257

Commissioner for Patents Mail Stop Sequence P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §\$1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

(XX) In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three

months of the filing date of the above-identified application, within three months of the date of entry into the national stage of the above identified application as set forth in \$1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, no additional fee is required.

- () In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, therefore:
 - () Certification in Accordance with §1.97(e) is set forth below; or
 - () The fee of \$180.00 as set forth in \$1.17(p) is attached.
- () In accordance with \$1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under \$1.113 or a Notice of Allowance under \$1.311 but before the payment of the Issue Fee, therefore included are: Certification in Accordance with \$1.97(e); Petition Requesting Consideration of the Information Disclosure Statement; and the fee of \$130.00 as set forth in \$1.17(I)(1).
- () Copies of each of the references listed on the attached Form PTO-1449 (modified) are enclosed herewith.

(XX) In accordance with \$1.98(d), copies of some or all of the references listed on the attached Form PTO-1449 (modified) are not enclosed herewith because they were previously submitted to the U.S. Patent and Trademark Office in prior application Serial No. 10/173,817, filed June 17, 2002 for which a claim for priority under 35 U.S.C. \$120 has been made in the instant application.

Please charge any deficiency or credit any overpayment to Deposit Account No. 50-1619. This form is submitted in duplicate.

- () The relevance of the listed references in a foreign language is as stated in the specification at pages 00.
- (XX) All listed references are in the English language.

Respectfully submitted,

Jana Sylucar

Jane Massey Licata Registration No. 32,257

Date: August 19, 2003

Licata & Tyrrell P.C. 66 E. Main Street Marlton, New Jersey 08053

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Form PTO-1449 Modif	ied	Docket No.	Serial No.				
		ISPH-0758	not yet assigned				
List of Patents and Publ	List of Patents and Publications		<u> </u>				
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List of Patents and Publications Cited by Application (Use several sheets if necessary)		Applicant Kenneth W. Dobie <i>et al</i> .					
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